

REMARKS

Claims 1, 15, 40, 41 and 45 have been amended to clarify the subject matter regarded as the invention. Claims 1-8, 10-26, 28-38, 40-53 remain pending.

Claims 1-5, 8, 10-11, 13-21, 28-36, 40-41, 44-49 and 52-53 stand rejected under 35 U.S.C. 102(e) as being anticipated by Kwoh et al. Claims 6-7, 22-23, 24-26, 37-38 and 42 stand rejected under 35 U.S.C. 103(a).

The rejection is respectfully traversed. With respect to claims 1, 15, 40 and 41, Kwoh does not teach or suggest a recording unit comprising “a user interface associated with the control interface device, the user interface being configured to enable the user to specify, prior to the recording data being obtained by the data acquisition device, a desired meaning” for a type of mark. Support for such a user interface may be found, for example, at 20:10 – 21:10 of the specification. As such, claims 1, 15, 40 and 41 are believed to be allowable.

Claims 2-8 and 10-14 depend from claim 1 and are believed to be allowable for the same reasons described above.

Claims 16-26 and 28-38 depend from claim 15 and are believed to be allowable for the same reasons described above.

Claims 42-44 depend from claim 41 and are believed to be allowable for the same reasons described above.

With respect to claim 45, Kwoh does not teach or suggest a method for non-contemporaneously marking recording data obtained by the recording unit, comprising



specifying a desired meaning for a type of mark prior to obtaining the recording data,” as recited in claim 45. As such, claim 45 is believed to be allowable.

Claims 46-53 depend from claim 45 and are believed to be allowable for the same reasons described above.

Reconsideration of the application and allowance of all claims are respectfully requested based on the preceding remarks. If at any time the Examiner believes that an interview would be helpful, please contact the undersigned.

Respectfully submitted,

Diana Y. Fu
Registration No. 52,924
V 408-973-2593
F 408-973-2595

VAN PELT AND YI, LLP
10050 N. Foothill Blvd., Suite 200
Cupertino, CA 95014